

KAMALA D. HARRIS
Attorney General of California
JAY M. GOLDMAN
Supervising Deputy Attorney General
KYLE A. LEWIS
Deputy Attorney General
State Bar No. 201041
455 Golden Gate Avenue, Suite 11000
San Francisco, CA 94102-7004
Telephone: (415) 703-5500
Facsimile: (415) 703-5843
E-mail: Kyle.Lewis@doj.ca.gov

*Attorneys for Defendant
T. Wittmann*

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

CLIFFORD ALLAN VENSON,

Plaintiff,

v.

M. S. EVANS, et al.,

Defendants.

Case No. C 05-4136 PJH

**STIPULATION FOR VOLUNTARY
DISMISSAL WITH PREJUDICE
(Fed. R. Civ. P. 41(a)(1)(A)(ii))
AND ORDER**

Plaintiff Clifford Allan Venson and Defendant T. Wittmann have resolved this case in its entirety. Therefore, the parties stipulate to a dismissal of this action with prejudice under Federal Rule of Civil Procedure 41(a)(1)(A)(ii).

//

//

Each party shall bear its own litigation costs and attorney's fees.

It is so stipulated.

Dated: December 30, 2013

/s/ Andrew Levine

Eric H. MacMichael
Andrew Levine
Michelle Ybarra
KEKER & VAN NEST, LLP
Attorneys for Plaintiff Clifford Allan Venson

Dated: December 30, 2013

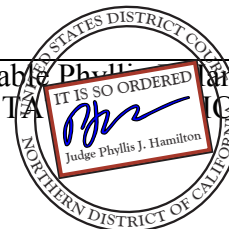
/s/ Kyle A. Lewis

Kyle A. Lewis¹
Deputy Attorney General
Office of the Attorney General, State of
California
Attorney for Defendant T. Wittmann

In accordance with the parties' stipulation, this action is dismissed with prejudice. The Clerk of the Court shall close the file. **IT IS SO ORDERED.**

Dated: 1/2/14

The Honorable Phyllis J. Hamilton
UNITED STATES DISTRICT COURT



SF2008401668
40839261.doc

¹ Defendant's counsel attests that Plaintiff's counsel concurs in the filing of this stipulation and gave permission to file it with his electronic signature. (Civil L.R. 5-1(i)(3).)

CERTIFICATE OF SERVICE

Case Name: **C. A. Venson v. M. S. Evans, et al.** No. **C 05-4136 PJH**

I hereby certify that on December 30, 2013, I electronically filed the following documents with the Clerk of the Court by using the CM/ECF system:

STIPULATION FOR VOLUNTARY DISMISSAL WITH PREJUDICE

I certify that **all** participants in the case are registered CM/ECF users and that service will be accomplished by the CM/ECF system.

I declare under penalty of perjury under the laws of the State of California the foregoing is true and correct and that this declaration was executed on December 30, 2013, at San Francisco, California.

D. Criswell
Declarant

s/ D. Criswell
Signature